IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTIETH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 2805 of 2002

Between:

Mohd. Imtyaz Ahamad S/o. Ahamad Khaza Ahamad
M.P.U.P. School, Urdu Medium, Pothangal,
Kotagir Mandal, Nizamabad District.

..... PETITIONER

AND

1 The Chairman, School Education Committee,
M.P.U.P. School, Urdu Medium, Pothangal,
Kotagir Mandal, Nizamabad District.
2 The Mandal Educational Officer, Mandal Praishad,
Kotagir Mandal, Nizamabad District.
3 The District Educational Officer,
Nizamabad, Nizamabad District.
4 The Headmaster, M.P.U.P.School,
Pothangal, Kotagir Mandal,
Nizamabad District.
5 The District Collector,
Nizamabad, Nizamabad District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction more in the nature of Mandamus directing the respondents to consider the case of the petitioner for appointment to the post of Vidya Volunteer in the 4th respondent School ie., M.P.U.P.School, Pothangal along with other candidates in the existing vacancy as per the selection held on 18-9-2001 by holding the action of the respondents in not considering the petitioner's case and considering non local candidates ignoring the post service of the petitioner is highly illegal, arbitrary, discriminatory and opposed to Art. 14, 16 and 21 of the Constitution of India.

Counsel for the Petitioner: MR.M.S.K.PRABHU

Counsel for the Respondents: GP FOR SCHOOL EDUCATION

The Court made the following :

ORDER:

This writ petition is filed to issue writ or order or direction more particularly one in the nature of mandamus directing the respondents to consider the case of the petitioner for appointment to the post of Vidya Volunteer in the 4th respondent School i.e., M.P.U.P School, Pothangal along with other candidates in the existing vacancy as per the selection held on 18.09.2001 by holding the action of the respondents in not considering the petitioner's case and considering the non-local candidates ignoring the past service of the petitioner is highly illegal and arbitrary.

When the matter is taken up today, none appears for the petitioner. The learned Government Pleader for Education submits that by lapse of time the prayer in the writ petition has become infructuous.

Recording the said submission, the writ petition is dismissed as having become infructuous. No costs.

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(N.V.RAMANA, J)

Dated: 20.06.2005

MRKR/NSR

To

1 The Chairman, School Education Committee, M.P.U.P. School, Urdu Medium, Pothangal, Kotagir Mandal, Nizamabad District.
2 The Mandal Educational Officer, Mandal Praishad, Kotagir Mandal, Nizamabad District.
3 The District Educational Officer, Nizamabad, Nizamabad District.
4 The Headmaster, M.P.U.P.School, Pothangal, Kotagir Mandal, Nizamabad District.
5 The District Collector, Nizamabad, Nizamabad District.

6 Two C.Cs to the Government Pleader for School Education, High Court Buildings, Hyderabad.

7 Two C.D. copies.